IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.52857-M of 2006

DATE OF DECISION: OCTOBER 26, 2006

Pamkaj Kumar

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.P.S.Khurana, Advocate,
for the petitioner.
Mr.N.S.Gill, AAG, Punjab.

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Petitioner Pankaj Kumar apprehending his arrest in a non-bailable offence in case FIR No.136 dated 24.9.2005 registered under Sections 420/467/468/471/120-B IPC at Police Station City Jalalabad, District Ferozepur, has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail.

I have heard the counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that the petitioner is simply a stamp vendor and in the FIR, it has been alleged that the other accused forged a general power of attorney, on the basis of which, a sale deed has been executed. Counsel further contends that the petitioner has been falsely implicated and he has nothing to do with the alleged offence as he had only sold the stamp papers, which can be purchased by anybody. Counsel contends in terms of the interim order dated September 7, 2006, the petitioner has joined the investigation. Counsel for the respondent-State does not dispute this fact and further on instructions from ASI Om Parkash states that the petitioner is no more required for further investigation.

In view of the above and for the reasons stated in the interim order dated September 7, 2006, the same is made absolute on the same terms and conditions.

This bail order shall remain in operation till the investigation culminates into filing of challan under Section 173 Cr.P.C. except for material change in the circumstances. Thereafter, the petitioner shall be entitled to the grant of regular bail by the trial Court and the same shall further continue till conclusion of the trial on the conditions to be imposed by the court of competent jurisdiction.

Disposed of accordingly.

October 26, 2006 (SATISH KUMAR MITTAL)
vkg JUDGE